



# भारत का राजपत्र

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सं. 12] नई दिल्ली, मई 30—जून 5, 2004, शनिवार/ज्येष्ठ 9—ज्येष्ठ 15, 1926

No. 12] NEW DELHI, MAY 30—JUNE 5, 2004, SATURDAY/JYAISTA 9—JYAISTA 15, 1926

इस भाग में भिन्न पृष्ठ संख्या दी जाती हैं जिससे कि यह अलग संकलन के रूप में रखा जा सके

Separate Paging is given to this Part in order that it may be filed as a separate compilation

भाग II—खण्ड 3—उप-खण्ड (iii)  
PART II—Section 3—Sub-section (iii)

केन्द्रीय अधिकारियों (संघ राज्य क्षेत्र प्रशासनों को छोड़कर) द्वारा जारी किये गये आदेश और अधिसूचनाएं  
Orders and Notifications issued by Central Authorities (other than the Administrations of Union Territories)

भारत निर्वाचन आयोग

नई दिल्ली, 25 मई, 2004

आ.आ. 28.—लोक प्रतिनिधित्व अधिनियम, 1951 (1951 का 43) की धारा 106 के अनुसरण में, भारत निर्वाचन आयोग 1998 की निर्वाचन अर्जी संख्या 6 में इलाहाबाद उच्च न्यायालय, इलाहाबाद के तारीख 7 दिसम्बर, 2001 के निर्णय को एतद्वारा प्रकाशित करता है।

(निर्णय इस अधिसूचना के अंग्रेजी भाग में छपा है।)

[सं. 82/उप्र०-लौ.स०/6/98(इला०)]

आदेश से,

आनन्द कुमार, निदेशक (प्रशासन) व प्रधान सचिव

ELECTION COMMISSION OF INDIA

New Delhi, the 25th May, 2004

O.N. 28.—In pursuance of Section 106 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission of India hereby publishes the Judgement dated 7th December, 2001 of the High Court of Judicature at Allahabad, Allahabad in Election Petition No. 6 of 1998.

## IN THE HIGH COURT OF JUDICATURE AT ALLAHABAD

CIVIL SIDE

ORIGINAL JURISDICTION

DATED ALLAHABAD: 7-12-2001

PRESENT

THE HON'BLE: SUDHIR NARAIN,.....J.

ELECTION PETITION NO. 6 OF 1998.

Dharampal Yadav (D.P. Yadav), Son of Sri Tejpal Yadav, Resident of Yadav Krishi Farms, Village and Post Dhanari, District Badaun.

.....Petitioner.

Versus

1. Sri Mulayam Singh Yadav, Son of Sri Sudhar Singh resident of Village and Post Safai, District Etawah, at present residing at 2, Krishna Menon Marg, New Delhi and others.

..... Respondents.

DISTRICT: MORADABAD.

I have seen the office report dated 7-12-2001 and the judgment of the Hon'ble Supreme Court in Civil Appeal Nos. 4396-4398 of 2000. Respondent No. 1 in this petition had filed a civil appeal against the order rejecting the preliminary objections raised by him. The Hon'ble Supreme Court has allowed the appeal vide its order dated 24-7-2001 and dismissed the Election Petition itself. The operative part of the said order of the Hon'ble Supreme Court reads as under:

"Section 81 contemplates the presentation of an election petition that is complete and satisfies the requirements of Section 83. An election petition that is not complete must, having due regard to the imperative mandate of Section 86, be dismissed. The present election petition must therefore be dismissed."

Thus the Election Petition already stands dismissed by the Hon'ble Supreme Court. It is, however, formally dismissed.

SUDHIR NARAIN, Judge

Dated: 7-12-2001

[No. 82/UP-HP/6/98 (All.)]

ANAND KUMAR, Director (Admn.)-cum-Principal Secy.